

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

JEFF ROMBACK,

Plaintiff,

Case No. 11-12402

v.

Hon. John Corbett O'Meara

ORION FINANCIAL, LLC, and
PRECISION RECOVERY ANALYTICS, INC.,

Defendant.

ORDER OF PARTIAL DISMISSAL

On June 2, 2011, Plaintiff filed his complaint alleging violations of the Fair Debt Collection Practices Act (Counts I and III) and Michigan Occupational Code (Counts II and IV). Plaintiff does not allege that diversity jurisdiction exists. Although Counts I and III are cognizable in this court pursuant to 28 U.S.C. § 1331, the remaining allegations present claims based on state law. This court declines to exercise supplemental jurisdiction over Plaintiff's state law claims so as to avoid jury confusion. See 28 U.S.C. § 1337(c); United Mine Workers v. Gibbs, 383 U.S. 715 (1966); Padilla v. City of Saginaw, 867 F. Supp. 1309 (E.D. Mich. 1994).

Accordingly, IT IS HEREBY ORDERED that Counts II and IV of Plaintiff's complaint are DISMISSED.

s/John Corbett O'Meara
United States District Judge

Date: July 1, 2011

I hereby certify that a copy of the foregoing document was served upon counsel of record on this date, July 1, 2011, using the ECF system.

s/William Barkholz
Case Manager